REMARKS

Claims 1-24 were presented for examination in the present application and remain pending for consideration upon entry of the instant amendment.

In regards to claims 22-24, the Office Action requires the election of a single species for each speacies of carriers, compositions, and dosage forms.

For claim 22, Applicants elect, with traverse, "suspending agent" as the pharmaceutically acceptable carrier. For claim 23, Applicants elect, with traverse, "suspension" as the composition. For claim 24, Applicants elect, with traverse, "an ampoule as a single-dose dosage form" as the unit dosage form.

Due to dependencies, claims 1-24 read on the elected species.

If the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent or distinct inventions. See MPEP 803.

In regards to claim 22, Applicants respectfully submit that searching for a "pharmaceutically acceptable carrier" in any form, mandates the search for each of the forms claimed. In regards to claim 23, Applicants respectfully submit that searching for a composition that is a suspension, mandates the search for all of the composition forms claim. In regards to claim 24, Applicants respectfully submit that search for a unit

Serial No. 10/531,543 Art Unit 1633

dosage form that is an ampoule as a single-dose dosage form mandates the search also of a multidose container.

Accordingly, Applicants respectfully request reconsideration and withdrawal of the Requirement for Election of Species with regard to claims 22 through 24.

In view of the above, it is respectfully submitted that the present application is in condition for examination. Applicant respectfully requests favorable consideration and passage of this application to allowance.

If for any reason the Examiner feels that consultation with Applicant's attorney would be helpful in the advancement of the prosecution, the Examiner is invited to call the telephone number below.

Respectfully submitted,

Charles N. J. Ruggier

Reg. No. 28,468

Attorney for Applicant(s)

Ohlandt, Greeley, Ruggiero & Perle, L.L.P.

One Landmark Square, 10th floor

Stamford, CT 06901-2682

Tel: (203) 327-4500 Fax: (203) 327-6401